

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

HAYWARD INDUSTRIES, INC.,

Plaintiff

v.

BLUEWORKS CORPORATION,  
BLUEWORKS INNOVATION  
CORPORATION, NINGBO C.F.  
ELECTRONIC TECH CO., LTD; NINGBO  
YISHANG IMPORT AND EXPORT CO.,  
LTD.

Defendants.

Civil Action No. 3:20-CV-710 -MOC-SCR

**DEFENDANTS' EXPEDITED MOTION FOR EXTENSION OF TIME  
TO FILE BRIEFS IN SUPPORT OF POST TRIAL MOTIONS**

Defendants Blueworks Corporation (“Blueworks Corp.”), Blueworks Innovation Corporation (“Blueworks Innovation”), Ningbo C.F. Electronic Tech Co., Ltd. (“Ningbo C.F.”), and Ningbo Yishang Import and Export Co., Ltd. (“Ningbo Yishang”) (collectively, “Defendants”) hereby move the Court, pursuant to the Court’s oral invitation at the conclusion of trial and to Rule 6 (b), for an order granting Defendants’ motion for extension of time to file briefs in support of the Defendants’ planned post-trial motions including under Fed. R. Civ. P. 50(b) and Fed. R. Civ. P. 59(a) up to and including **April 30, 2024**. Defendants further request that this Motion be given expedited treatment such that any Opposition by Plaintiff Hayward Industries, Inc. (“Hayward”) be filed by Tuesday March 29, 2024 and any Reply by Defendants be filed by Wednesday March 30, 2024.

Specifically, at the conclusion of trial, this Court stated “I’ll tell you what we’ll do let’s do – let’s do let’s do 30 days [extension] and let me know if that’s not enough and why it’s not enough and I can extend. If you need more time.” Rough Transcript (“030124 jury verdict”) at 6:18-21 (attached to this Motion as **Exhibit 1**). Accordingly, in support of this motion, Defendants file a Memorandum of Law explaining why Defendants require more time to prepare their briefs in support of their post-trial motions.

Undersigned Counsel for Defendants conferred in good faith with Counsel for Plaintiff Hayward via email on Friday, March 22, 2024. (attached to this Motion as **Exhibit 2**). Counsel for Hayward indicated that they plan to oppose this Motion.

Dated: March 22, 2024

Respectfully submitted,

/s/ Christina Davidson Trimmer

Christina Davidson Trimmer

NC Bar No. 44857

Samuel Alexander Long, Jr.

NC Bar No. 46588

SHUMAKER, LOOP & KENDRICK, LLP

101 South Tryon Street

Suite 2200

Charlotte, North Carolina 28280

Tel: (704) 375-0057

Fax: (704) 332-1197

Email: ctrimmer@shumaker.com

along@shumaker.com

Michelle C. Dunn

Platinum Intellectual Property

3031 Tisch Way, Suite 110 PW

San Jose, CA 95128

Tel: 404-800-5884

Fax: 877-463-0654

Email: michelle.dunn@platinum-ip.com

*Attorneys for Defendants*

**CERTIFICATE OF SERVICE**

I hereby certify that on March 22, 2024, the foregoing document was served on all counsel of record using the Court's CM/ECF system, which will send notification of such filing to any CM/ECF participants.

Respectfully submitted,

/s/ Christina Davidson Trimmer

Christina Davidson Trimmer

NC Bar No. 44857

SHUMAKER, LOOP & KENDRICK, LLP

101 South Tryon Street

Suite 2200

Charlotte, North Carolina 28280

Tel: (704) 375-0057

Fax: (704) 332-1197

Email: ctrimmer@shumaker.com